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In re Application of: Sean Boerner

Group Art Unit: 3628

Serial No: 09/815,360

Filed: 3/22/2001

Examiner: Nguyen, Nga B

For: Method and System to Identify Discrete Trends in Time Series

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Commissioner of Patents and Trademarks  
P.O. Box 1450  
Arlington, VA 22313-1450

**REQUEST TO RECONSIDER ADVISORY ACTION**

Dear Examiner Nguyen,

This is a request that you reconsider the Advisory Action mailed May 1, 2008 before Applicant incurs the additional expense and delay of filing another appeal brief in this case.

Please note that:

1. The current application was filed over 7 years ago.
2. An object of the current patent application is designing trends that will best fit data values. There has never been any reference cited in the prosecution of this case which is relevant to the trend analysis claims of this application.
3. Your summary of the February 27, 2008 interview is consistent with Applicant's understanding- that the claims would be narrowed to further distinguish the claimed invention with the cited prior art. (Although Applicant believes that no claims amendment was necessary to distinguish the claims from the cited prior art, it was more expedient to amend the claims than to prepare a second appeal brief in this case.)